IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

MONDAY, THE 18TH JUNE 2007 / 28TH JYAISHTA 1929

WP(C).No. 14394 of 2004(L)

PETITIONER:

P.RAJENDRAN,
SON OF A.PAULCHAMY NADAR, AGED 60 YEARS,
RESIDING AT 14/47, NADAR NEW STREET,
SHOLAVANDAN-625214, MADURAI.

BY ADV. SRI.RAJESH VIJAYAN

RESPONDENTS:

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1. RECOVERY OFFICER,
DEBT RECOVERY TRIBUNAL, ERNAKULAM.

2. UNION BANK OF INDIA,
MAIN BRANCH 682002, REPRESENTED BY ITS
CHIEF MANAGER.

3. M/S. MAHAVIR PLANTATIONS LTD.,
KOCHI-3, 24/179, INDIRA GANDHI ROAD,
WILLINGTON ISLAND, KOCHI-682003,
REPRESENTED BY ITS MANAGING DIRECTOR.

R2 BY ADV. SRI.K.K.GANGADHARAN
SRI.A.V.THOMAS
SRI.MATHEW B. KURIAN
SRI.K.T.THOMAS
SRI.V.M.KURIAN
R3 BY ADV.SRI.A.M.SHAFFIQUE
SRI.E.K.NANDAKUMAR
SRI.A.K.JAYASANKAR NAMBIAR
SMT.PRIYA MAHESH
SMT.PRIYA MANJOORAN

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 18/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX(WPC 14394/04)

PETITIONER'S EXTS.:

EXT.P1: TRUE COPY OF THE NOTICE DATED 17.9.2002.

EXT.P2: TRUE COPY OF THE SALE PROCLAMATION NOTICE DATED 1.8.2003.

PIUS C. KURIAKOSE,J.

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W.P.(C) No.14394 of 2004

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Dated: 18th June, 2007

JUDGMENT

This Writ Petition seeks a direction to the 1st respondent-Recovery Officer attached to the Debts Recovery Tribunal, Ernakulam to dispose of the claim petitions filed by the petitioner in respect of the property which is being proceeded against under the Debts Recovery Tribunal.

2. Heard counsel for the petitioner and the counsel for the third respondent. Neither of them is able to inform me as to what is the status of the claim petitions referred to in the Writ Petition. In all probability those claim petitions are already disposed of. If the first respondent finds that the claim petitions I.A.Nos.80/03, 81/03, 82/03 and 83/03 filed by the petitioner are even now pending, the first respondent will take up those claim petitions, hear the concerned parties and dispose of them in accordance with law at the earliest and at any rate within two months of receiving copy of the judgment.

The Writ Petition is disposed of as above. No costs.

srd **PIUS C.KURIAKOSE, JUDGE**